PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: ERNEST W. MOODY

Serial No.: 10/621,768

Filed: July 16, 2003 Examiner: Collins, D.R.

For: POKER GAME IN WHICH THE PLAYER CAN PLAY ON WITH A HIGHER

PAYTABLE

MAIL STOP NON FEE AMENDMENT Commissioner for Patents PO BOX 1450 Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION

Dear Sir:

This is in response to the Office Action dated June 29, 2004.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Mail Stop Non Fee Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on July 7, 2004.

ohn Edward Roethel

Art Unit: 3712